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PATENT / DOCKET NO. 12665.47

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Fuller, et al.

Serial No.: 09/771,863

Filed: January 29, 2001

For: METHOD FOR SOFTWARE
DISTRIBUTION AND COMPENSATION
WITH REPLENISHABLE
ADVERTISEMENTS

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Group Art Unit: 2161

Examiner: Unknown

RESPONSE AND TRANSMITTAL OF MISSING PARTS OF APPLICATION

Commissioner For Patents
ATTENTION: BOX MISSING PARTS
Washington, D. C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application Filed Under 37 CFR 1.53(b) - *Filing Date Granted* mailed March 7, 2001 regarding the above-identified application, Applicant submits the following:

1. Return copy of the Notice to File Missing Parts dated March 7, 2001;
2. Executed Declaration/Powers of Attorney for Patent Application;
3. A check in the amount of \$65.00;
4. Five (5) sheets of informal drawings;
5. Original and copy of this Transmittal; and
6. Return postcard

The Commissioner is hereby authorized to charge any further fees associated with this communication or to credit any overpayment to Deposit Account No. 08-1394.

Respectfully submitted,

David M. O'Dell
David M. O'Dell
Reg. No. 42,044

Date: *Apr. 11, 2001*
HAYNES AND BOONE, LLP
901 Main Street - Suite 3100
Dallas, Texas 75202-3789
Phone: 214/651-5262
Fax: 214/651-5940
File: 12665.47
d-887660.1

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231

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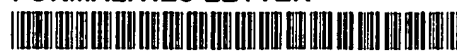
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/771,863	01/29/2001	William Fuller	12665.47

CONFIRMATION NO. 7795

FORMALITIES LETTER



OC000000005836382

Joel Pugh
MessagePhone, Inc.
12655 N. Central Expressway, Ste1014
Dallas, TX 75243

Date Mailed: 03/07/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE